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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Donald E. Weder, et al. ) Group Art Unit: 1734  
Serial No.: 10/826,616 ) Examiner: M. Mayes  
Filed: 04/16/2004 ) Conf. No.: 1317  
For: METHOD OF COVERING A ) Practitioner's Dkt. No.: 8404.049  
FLOWER POT OR FLORAL )  
GROUPING )

Mail Stop Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(b)

Sir:

Kathryn L. Hester, Ph.D., having a mailing address of P.O. Box 16370, Oklahoma City, OK 73113, in the County of Oklahoma and the State of Oklahoma, represents that she is the authorized attorney or agent of record and thus authorized to sign on behalf of Petitioner/Assignee.

The Family Trust, U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to said **U.S. Patent Number 5,459,976**, issued on October 24, 1995, assignment recorded January 26, 1996, Reel/Frame 7795/0753.

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The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to the above-identified patent application, **U.S. Serial No. 10/826,616**, filed April 16, 2004, assignment recorded January 26, 1996, Reel/Frame 7795/0753.

The assignment documents relating to **U.S. Patent Number 5,459,976** and the above-identified application, **U.S. Serial No. 10/826,616** have been reviewed and certified by Petitioner/Assignee and, to the best of Petitioner/Assignee's knowledge and belief, title is in the Petitioner/Assignee seeking to take this action.

Petitioner/Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U. S. C. §§ 154-156 and 173, and of the term as presently shortened by any terminal disclaimer of said **U.S. Patent Number 5,459,976**.

Petitioner/Assignee further agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said **U.S. Patent Number 5,459,976**.

This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner/Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 and 173, and of the term as presently shortened by any terminal disclaimer of said **U.S. Patent No. 5,459,976**, and of